

07-R-0104

**A SUBSTITUTE RESOLUTION
BY TRANSPORTATION COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE LEASE AGREEMENT FOR FC-7312-01, CONCOURSE E RETAIL, WITH HOST/NCM ATLANTA E, JOINT VENTURE, TO ADD APPROXIMATELY 952 SQUARE FEET OF SPACE ON CONCOURSE E AT THE HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") entered into an Agreement and Lease of Premises (the "Lease") with HOST/NCM Atlanta E, Joint Venture ("HOST/NCM") for FC-7312-01, Concourse E Retail Concessions, as authorized by Resolution 03-R-0145 and

WHEREAS, the Department of Aviation has identified approximately 952 square feet of additional space on Concourse E that is suitable for use as retail concessions space; and

WHEREAS, under the terms of the Lease, the City may add, delete or relocate space provided to Host/NCM; and

WHEREAS, HOST/NCM desires to amend FC-7312-01 to include the additional 952 square feet of space; and

WHEREAS, the Aviation General Manager has recommended the execution of an amendment to the Lease with HOST/NCM.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute an Amendment to the Lease with HOST/NCM Atlanta E, Joint Venture ("HOST/NCM"), for FC-7312-01, Concourse E Retail, to add approximately 952 square feet of space on Concourse E at the Hartsfield-Jackson Atlanta International Airport.

BE IT FURTHER RESOLVED, that the City Attorney is directed to prepare an appropriate amendment for execution by the Mayor.

BE IT FINALLY RESOLVED, that the Amendment will not become binding on the City and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk and delivered to HOST/NCM.